

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 26, 1962
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

Roll call:

Present: Councilmen Armstrong, Perry, White, Mayor Palmer
Absent: Councilman Shanks

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew; City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

Councilman Shanks absent as he was out of the City.

Invocation was delivered by DR. MARVIN VANCE, First Methodist Church.

MR. AMOS HEROLD appeared stating he had been able to find only two of the annual reports of the Gas Company, and was interested in having the reports filed as required by the franchise. Councilman Armstrong inquired if Mr. Herold were making a statement in the interest of the public or if it were a personal matter or a possibility of his sending the City a bill for remuneration. Mr. Herold stated it was a personal matter and he was not sending a bill, but he was interested in seeing the records. The matter was referred to the City Manager.

MR. DAVID BARROW, Chairman of the Lake Development Committee, appeared before the Council regarding the recommended name of TONKAWA, stating much of the publicity had been one-sided and likely to give the public the opinion that no one favored this name. He submitted quite a few letters received favoring the recommendation. The Mayor thanked Mr. Barrow and the Committee for its long study and recommendation, and stated when all members were present, the Council would finally resolve the question.

MR. CECIL WILLIAMS, 3308 Westhill Drive, appeared before the Council with MR. FRANK MACHOCK, stating they wanted to establish a driving range in Zilker Park. He displayed a map of Zilker Park showing the area they wanted to use, and listed the things they proposed to do--level and put the property in excellent condition; put in three target greens and two putting greens and pointed out the locations on the map. They planned an asphalt parking lot, and a nice attractive club house, to install lights, plant a few trees, and put in a watering system.

He stated their purpose was for the recreation of the people of Austin; to increase more interest in golfing, to conduct free clinics for the youngsters during the vacation months; and to add to the many fine recreational facilities in the City. They stated they would be glad to close down on the day the kite contest is held; or anytime they would be interfering with any public occasion. They planned to spend about \$20,000. He filed a written offer of a guarantee of \$1,200.00 per year rental, plus approval up-keep; after the third year, a \$1,800.00 per year guarantee up to a gross amount of \$40,000. A 6% of the gross amount \$40,000.00 and up. The Mayor stated there was concern over possible hazard of childrens' getting hit by golf balls. Mr. Williams stated their operation was well policed and they carried insurance for that protection. He said they were anxious to get this constructed by July 4th. The Mayor asked if he would be willing to submit his plans for the Club House to the Council. He said the Council would discuss this with the City Manager, Director of Recreation, and Public Works Director, and give Mr. Cecil Williams an answer very soon.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH P. R. BRANDT AND H. C. CARTER, JR., FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The Mayor announced that the ordinance had been finally passed.

Councilman Armstrong offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager be and he is hereby authorized and directed to advertise for bids on the sale of bonds of the City of Austin at 10:00 A.M., May 10, 1962, as follows:

Electric Light and Power System Revenue Bonds, authorized at an election August 6, 1960	\$ 6,700,000.00
Waterworks System Revenue Bonds, authorized at an election August 6, 1960	3,900,000.00
Sewer System Revenue Bonds, authorized at an election August 6, 1960	<u>3,400,000.00</u>
Revenue Bonds Total	\$14,000,000.00

Advertisement for such bids shall be in the usual and customary form and shall be published at least once in The American Statesman, Austin, Texas, and in the Bond Buyer, New York, New York, and in addition shall be given such circulation as will invite attention to the proposed sale. The right shall be reserved to the City of Austin to reject any and all bids, and no bids which include supplemental coupons will be considered. Advertisements shall direct the filing of sealed bids to be opened by the City Council at a regular meeting held for such purpose in the City Hall at the time and date hereinbefore set forth.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

Councilman Armstrong offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on maps or plats of Deer Park Section One, a subdivision of a portion of the William Cannon League, in the City of Austin, a certain street, extending from the east line of Kings Highway in an easterly or southeasterly direction to a line between the southeast corner of Lot 7, Block D, Deer Park Section One and the north line of Calais Court, is designated as Saint George's Green; and,

WHEREAS, the maps or plats of Deer Park Section One are of record in Book 14, at page 74, of the Plat Records of Travis County, Texas; and,

WHEREAS, the present owner of the property abutting the following described portion of said street has requested that the name of Saint George's Green be changed to Fair Oaks Drive; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the name of the following described portion of said street, designated as Saint George's Green, as the same appears on the maps or plats of Deer Park Section One, of record in Book 14, at page 74, of the Plat Records of Travis County, Texas, be and the same is hereby changed to Fair Oaks Drive, said portion of said street so changed being described as follows:

All of that certain portion of a street in the City of Austin, Travis County, Texas, known as Saint George's Green as shown on a map or plat of Deer Park Section One, a subdivision of a portion of the William Cannon League, according to a map or plat of said Deer Park Section One of record in Book 14, at page 74, of the Plat Records of Travis County, Texas, which extends from the east line of Kings Highway in an easterly or southeasterly direction to a line between the southeast corner of Lot 7, Block D, Deer Park Section One and the north line of Calais Court.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, certain easements for public utility pole purposes were granted the City of Austin in, upon and across Lots 15, 16, 17 and 18, Park View, said Park View being a subdivision of a portion of Outlot 3, Division 2, of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, according to a map or plat of said Government Outlots on file in the General Land Office of the State of Texas, a map or plat of said Park View being of record in Book 5, at page 69, of the Plat Records of Travis County, Texas; and,

WHEREAS, the owners of the above described property have requested the City Council of the City of Austin to release a portion of such easements for public utility pole purposes; and,

WHEREAS, the City Council has determined that portions of said easements in, upon and across the above described property are not now needed and will not be required in the future; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a release of the following described portions of public utility pole easements, to-wit:

Six strips of land, each of the said six (6) strips of land being five (5.00) feet in width, the strip of land hereinafter described as No. 1 being out of and a part of Lot 15 of Park View, the strips of land hereinafter described as No. 2 and No. 3 being out of and a part of Lot 16 of Park View, the strips of land hereinafter described as No. 4 and No. 5 being out of and a part of Lot 17 of Park View, the strip of land hereinafter described as No. 6 being out of and a part of Lot 18, of Park View said Park View being a subdivision of a portion of Outlot 3, Division Z, of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, according to a map or plat of said Government Outlots on file in the General Land Office of the State of Texas, a map or plat of said Park View being of record in Book 5 at page 69 of the Plat Records of Travis County, Texas, and each of the said six (6) strips of land being more particularly described as follows:

No. 1 BEING all of the south five (5.00) feet of Lot 15, Park View, SAVE and EXCEPT the east five (5.00) feet of the said south five (5.00) feet of Lot 15, Park View;

No. 2 BEING all the north five (5.00) feet of Lot 16, Park View, SAVE and EXCEPT the east five (5.00) feet of the said north five (5.00) feet of Lot 16, Park View;

No. 3 BEING all the south five (5.00) feet of Lot 16, Park View, SAVE and EXCEPT the east five (5.00) feet of the said south five (5.00) feet of Lot 16, Park View;

No. 4 BEING all the north five (5.00) feet of Lot 17, Park View, SAVE and EXCEPT the east five (5.00) feet of the said north five (5.00) feet of Lot 17, Park View;

No. 5 BEING all the south five (5.00) feet of Lot 17, Park View, SAVE and EXCEPT the east five (5.00) feet of the said south five (5.00) feet of Lot 17, Park View;

No. 6 BEING all the north five (5.00) feet of Lot 18, Park View, SAVE and EXCEPT the east five (5.00) feet of the said north five (5.00) feet of Lot 18, Park View.

The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

Councilman White introduced the following ordinance and moved that it be published in accordance with Article 1, Section 6 of the Charter of the City of Austin:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF

18.7 ACRES OF LAND, MORE OR LESS, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NO. 57 AND JOHN APPELGAIT SURVEY, IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the first time and Councilman White moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The City Manager explained the Ordinance annexing North Lamar Park, Section 1, included additional property between the subdivision and the present city limits, and he recommended that this additional property be included for annexation. The property owners have been put on notice that their property is to be annexed.

Councilman White introduced the following ordinance and moved that it be published in accordance with Article 1, Section 6 of the Charter of the City of Austin:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 10.32 ACRES OF LAND, MORE OR LESS, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY NO. 15, IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Allandale Terrace, Section 2, Phase 4)

The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the first time and Councilman White moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The City Manager submitted the following:

"April 24, 1962

"TO: Honorable Mayor and Members of the City Council

"REFERENCE: Bids for Trucks - Street and Bridge Division

"Invitation to bid was sent all firms in Austin selling trucks - these are:

- Austin Truck and Machinery Company
- Capitol Truck and Trailer Company
- Capitol Chevrolet Company
- Dependable Motors
- International Harvester
- Armstrong-Johnson, Inc.

"Only three bids received - International Harvester, Dependable Motors and Capitol Chevrolet.

"The Capitol Chevrolet made an error on Bid #9782X and asked that their name be withdrawn.

"On all other bids International Harvester is low. On Bid #9782X - International Harvester is low bid after Capitol Chevrolet withdrew.

"Mr. Purser of Street and Bridge states that International Harvester meets the City's specifications and it is therefore recommended that International Harvester be awarded all units.

"W. T. Williams, Jr. City Manager"

"Sealed bids opened 2:00 P.M. April 20, 1962
Tabulated by: O.G. Brush, Purchasing Agent

"CITY OF AUSTIN BIDS FOR TRUCKS STREET & BRIDGE DIVISION

Bid #	Description	Quan.	International Harvester		Dependable Motors		Capitol Chevrolet Company	
			Unit	Total	Unit	Total	Unit	Total
9780X	2-2½ Ton (Cab & Chassis only) 22000 (min) GVW per City Specs for 2000 gal. sprinkler Trade-Ins	2 ea.	\$3026.40	\$6052.80	\$2983.00	\$5966.00	\$2941.00	\$5882.00
	E-153-Dodge 2 Ton 1953 W/ 1000 gal. sprinkler tank	1 ea.	575.00		200.00		200.00	
	E-160-Dodge Ton 1954 W/ 1000 gal sprinkler tank	2 1 ea.	450.00	1025.00	150.00	350.00	150.00	350.00
	Net difference		\$5027.80		\$5616.00		\$5532.00	

Bid #	Description	Quan.	International Harvester		Dependable Motors		Capitol Chevrolet Company	
			Unit	Total	Unit	Total	Unit	Total
9781X	2-Ton Dump truck, complete W/ P.T.O. hydraulic Hoist & 3 cu.yd. Dump bed. Long wide bed for maint. districts. 19500 (min) GVW Per Specs.	1 ea.	\$3300.00		\$3065.00		\$3158.20	
	Trade-In E-143-1½ ton Chev.W/ 3 cu.yd. bed	1 ea.	425.00		175.00		175.00	
	Net difference		<u>\$2875.00</u>		\$2890.00		\$2983.20	
9779X	2-Ton Dump truck complete W/ P.T.O. Hydraulic Hoist & 3 to 4 cu.yd. dump bed. Short Dump for gravel haul. 19000 GVW (min) per Specs	3 ea.	\$3216.97	\$9650.91	\$2994.00	\$8982.00	\$3433.64	10300.92
	Trade-Ins:							
	E-146-1½ ton 1952 Chev.W/3 cu.yd.bed	1 ea.	505.91		250.00		250.00	
	E-168-2 ton 1955 Chev.W/3 cu.yd.bed	1 ea.	625.00		375.00		350.00	
	E-170-2 Ton 1955 Chev.W/3 cu.yd.bed	1 ea.	625.00	1755.91	375.00	1000.00	350.00	950.00
	Net difference			<u>\$7895.00</u>		\$7982.00		\$9442.00
9782X	2 ton Dump truck complete W/P.T.O. Hydraulic hoist & 3 cu.yd.dump bed 19500 GVW (min) per Specs for Asphalt Sprayer and Dump Truck - used for asphalt patch	1 ea.	\$3673.82		\$3430.00		\$3079.90	
	Trade-In E-142-1½ Ton 1952 Dodge W/3 cu.yd.bed	1 ea.	474.82		125.00		125.00	
	Net difference		<u>\$3199.00</u>		\$3305.00		* \$2954.90	

* Chevrolet advised their bid was in error and asked to withdraw it.
They used the wrong specifications in pricing.

RECOMMENDATION: Recommend International Harvester Company of Austin be awarded all bids as lowest and best bidder.

"W. T. Williams, Jr. City Manager"

Councilman Armstrong offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 20, 1962, for the furnishing of various trucks to be used by the Street & Bridge Division of the City of Austin; and

WHEREAS, the bids of International Harvester in the sum of \$5,027.80, and trade-ins, for two 2-1/2 Ton (Cab & Chassis only) 22000 (min) GVW for 2000 gal. sprinkler; in the sum of \$2,875.00, and trade-in, for one 2-Ton Dump Truck, complete with P.T.O. Hydraulic Hoist and 3 cu.yd. Dump Bed, long wide bed for maintenance districts, 19500 (min) GVW; in the sum of \$7,895.00 and trade-ins, for three 2-Ton Dump Trucks complete with P.T.O. Hydraulic Hoist and 3 to 4 cu.yd. Dump Bed, short dump for gravel haul, 19000 GVW (min); and in the sum of \$3,199.00 and trade-in, for one 2-Ton Dump Truck complete with P.T.O. Hydraulic Hoist and 3 cu.yd. dump bed, 19500 GVW (min) for asphalt sprayer and Dump Truck - used for asphalt patch; were the lowest and best bids therefor, and the acceptance of such bids has been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bids of International Harvester, in the sums of \$5,027.80, \$2,875.00, \$7,895.00 and \$3,199.00, and trade-ins, be and the same are hereby accepted, and W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute contracts, on behalf of the City of Austin, with International Harvester.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

The City Manager submitted the following:

"April 25, 1962

"W. T. Williams, Jr., City Manager

Contract Number 62-D-7

"Following is a tabulation of the bids received at 2 P.M., Tuesday, April 24, 1962 for the construction of a reinforced concrete bridge on West 38th Street at Shoal Creek - Contract Number 62-D-7.

"Norman L. Larson	\$67,812.20
Acme Bridge Company, Inc.	70,072.40
Texas Bridge Company, Inc.	72,412.80
Ed H. Page	73,352.00
Werneburg Construction Company	73,729.45
Raymond Wimberly	95,567.00
City's Estimate	\$76,650.00

"I recommend that Norman L. Larson with his low bid of \$67,812.20 be awarded the contract for this project.

"S. Reuben Rountree, Jr.
Director of Public Works"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 24, 1962, for the construction of a reinforced concrete bridge on West 38th Street at Shoal Creek - Contract Number 62-D-7; and,

WHEREAS, the bid of Norman L. Larson, in the sum of \$67,812.20 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Norman L. Larson, in the sum of \$67,812.20, be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with Norman L. Larson.

The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The City Manager submitted the following:

"April 25, 1962

"W. T. Williams, Jr., City Manager Reconstruction and Extension of
Runways and Taxiways at Robert
Mueller Municipal Airport

"Following is a tabulation of the bids received at 2 P.M., Tuesday, April 24, 1962 for the reconstruction and extension of runways and taxiways at Robert Mueller Municipal Airport known as F.A.A. Project Number 9-41-078-06.

"Giesen & Latson Construction Co., Inc.	\$271,769.27
Collins Construction Company of Texas	286,045.57
Fowco Construction Company, Inc.	318,749.50
H. B. Zachry Company	319,286.24
City's Estimate	\$301,721.08

"I recommend that Giesen & Latson Construction Company, Inc. with their low bid of \$271,769.27 be awarded the contract for this project.

"S. Reuben Rountree, Jr.
Director of Public Works"

Councilman Armstrong offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 24, 1962, for the reconstruction and extension of runways and taxiways at Robert Mueller Municipal Airport, known as F.A.A. Project Number 9-41-078-06; and,

WHEREAS, the bid of Giesen & Latson Construction Co., Inc., in the sum of \$271,769.27, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Giesen & Latson Construction Co., Inc., in the sum of \$271,769.27, be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with Giesen & Latson Construction Co., Inc.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

Mayor Palmer introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF PORTIONS OF CERTAIN STREETS IN THE CITY OF AUSTIN, APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS, DIRECTING THE PREPARATION OF ESTIMATES, INVOKING THE ALTERNATE PROCEDURE PROVIDED BY ARTICLE I, SECTION 5 OF THE CHARTER OF THE CITY OF AUSTIN AND CHAPTER 106 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40TH LEGISLATURE OF TEXAS, DETERMINING THAT THE COST OF SUCH IMPROVEMENTS SHALL BE PAID BY THE CITY OF AUSTIN, PROVIDING A METHOD OF REIMBURSING THE CITY OF AUSTIN FOR A PORTION OF SUCH COSTS BY ASSESSMENT OF A PORTION OF SUCH COSTS AGAINST THE PROPERTY ABUTTING SUCH

STREETS OR PORTIONS THEREOF TO BE IMPROVED AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS, STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS, DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF THE ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OF TRUST RECORDS OF TRAVIS COUNTY, TEXAS, AND DECLARING AN EMERGENCY. (Brazos Street and sundry other streets)

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
 Noes: None
 Absent: Councilman Shanks

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
 Noes: None
 Absent: Councilman Shanks

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
 Noes: None
 Absent: Councilman Shanks

The Mayor announced that the ordinance had been finally passed.

The Mayor announced that the following zoning application had been withdrawn:

GORDON M. LANTZ	3400 Red River	From "A" Residence
ET AL	830 Harris Avenue	To "BB" Residence

The Mayor announced that the following zoning application had been postponed:

JOE J. JOSEPH	1621 West 6th Street	From "B" Residence
By Lindy L. Boyd	507-11 Campbell Street	To "O" Office

Pursuant to published notice thereof the following zoning applications were publicly heard:

BEN H. POWELL, JR. By James A. Howard	5343-45 Burnet Road	From "C" Commercial To "C-1" Commercial RECOMMENDED by the Planning Commission
--	---------------------	---

Councilman White moved that the change to "C-1" Commercial be granted. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
 Noes: None
 Absent: Councilman Shanks

The Mayor announced that the change had been granted to "C-1" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

- - - - -

JACK J. AILLS	607 (609) West 9th St. Additional Area: 605 West 9th Street	From "B" Residence To "O" Office RECOMMENDED by the Planning Commission and to include Additional Area
---------------	---	---

Councilman White moved that the change to "O" Office be granted and to also include the additional area. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
 Noes: None
 Absent: Councilman Shanks

The Mayor announced that the change had been granted to "O" Office and the City Attorney was instructed to draw the necessary ordinance to cover.

- - - - -

MARTIN L. ANDERSON	1007 East 40th Street Additional Area: 1009-11 East 40th Street	From "A" Residence 1st Height and Area To "O" Office 2nd Height and Area NOT Recommended by the Planning Commission RECOMMENDED "O" Office 1st Height and Area and to include the Additional Area
--------------------	---	--

Councilman Armstrong moved that the change to "O" Office 1st Height and Area be granted and to also include the additional area. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
 Noes: None
 Absent: Councilman Shanks

The Mayor announced that the change had been granted to "O" Office 1st Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

CRESENCIO H. FUENTEZ By Trueman O'Quinn	3709 (3701) Cedar Street (As amended) (Tract C)	From "A" Residence 1st Height & Area To "B" Residence 2nd Height & Area NOT Recommended RECOMMENDED "B" Resi- dence 1st Height & Area by Planning Commission
--	---	---

MR. TRUEMAN O'QUINN represented the applicant. Mr. and Mrs. W. A. Bowman, 109 West 38th Street, who were former applicants and who had withdrawn their request, expressed opposition to the change. Mrs. Ollie Goodson, also former applicant who had withdrawn her request for change of zoning, opposed the "B" Residence classification. Opposition was expressed by Miss R. O. Miles, protesting the proposed apartment-house development. Councilman Armstrong moved that the change to "B" Residence 1st Height and Area be granted for Tract C, as recommended by the Planning Commission. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
 Noes: None
 Absent: Councilman Shanks

The Mayor announced that the change had been granted to "B" Residence 1st Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

LLOYD W. PAYNE By Sue Strein	1100 Blanco Street	From "A" Residence 1st Height and Area To "B" Residence 2nd Height and Area NOT Recommended by the Planning Commission RECOMMENDED "B" Resi- dence 1st Height & Area
---------------------------------	--------------------	--

Miss Strein represented the applicant stating they proposed to build an apartment house, and they were willing to accept the recommendation of the Planning Commission for first height and area. MR. and MRS. JAMES R. BROWN opposed any apartment house dwelling as the traffic was terrific as is, and

this development would increase it. The Director of Planning drew a sketch of the area showing a potential "B" area. After discussion, Councilman White moved that the change to "B" Residence 1st Height and Area be granted as recommended by the Planning Commission. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
 Noes: None
 Absent: Councilman Shanks

The Mayor announced that the change had been granted to "B" Residence 1st Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

MRS. BROWN asked that 10th Street be opened down to Lamar. The Mayor expressed concern about opening 10th from Lamar on east, but he stated he would look into Mrs. Brown's request.

- - - - -

LA RIVIERA HOTEL CORP.	1001-25 South Interregional	From "O" Office
M. Z. Collins, Pres.	Highway	To "C-1" Commercial
	1300 Edgecliff	NOT Recommended by the Planning Commission
		RECOMMENDED "C-1" Commercial for only the cafe portion of the property

MR. W. H. BILLINGSLEY, 1303 Boham Terrace, expressed opposition to allowing liquor to be sold in the motel and asked if the Motel could be given a special permit rather than a change of zone. The Director of Planning explained the off-street parking situation that must be worked out. Councilman Armstrong moved that the zoning request be granted as recommended by the Planning Commission. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
 Noes: None
 Absent: Councilman Shanks

The Mayor announced that the change had been granted to "C-1" Commercial for only the cafe portion of the property and the City Attorney was instructed to draw the necessary ordinance to cover.

- - - - -

ANDRE ABBATE	2102-06 West 35th Street	From "A" Residence
By Gene Naumann		To "O" Office
		NOT Recommended by the Planning Commission

The Council postponed indefinitely the zoning application, at the request of the applicant so that he would wait for future plans.

- - - - -

PHILLIP ARLEDGE
By James R. Foutch

2213 Rountree
2929-31 Manor Road

From "A" Residence
To "C" Commercial
NOT Recommended by the
Planning Commission

Councilman Perry moved that the change to "C" Commercial be DENIED. The motion, seconded Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The Mayor announced that the change had been denied.

- - - - -

LEN C. DURE
By Arthur E. Pihlgren

7505-09 Burnet Road

From "GR" General Retail
To "C-1" Commercial
RECOMMENDED by the
Planning Commission

A group of neighbors objected if the establishment were to be a drive-in restaurant; and they did not want to take a chance on the change of zoning, as they stated it was never made clear how he wanted to use the property--as a restaurant or drive-in. The Council postponed action as it wanted to make a personal inspection of the area, and also to find out from the applicant just what type of development he wanted.

- - - - -

The Council recessed until 2:30 P.M.

RECESSED MEETING

2:30 P.M.

At 2:30 P.M. the Council resumed its business.

The City Manager made a report on the study of the Actuary of the Retirement System, pointing out some questions about the system as it concerned the Police Department, in that the members contributed more to the retirement than the others due to the others paying into Social Security and the Police Department paying more into the retirement so they could get a higher retirement pay. He explained the Social Security Status now and as it might be in the future. He explained the setting up of two systems--the regular retirement system, and one "in lieu of Social Security for policeman". The formula for the main retirement system covering all employees except the firemen would be 1 1/8 times the number of years of service times the average pay for the best consecutive five years out of the last ten. Another item the City Manager explained was the members could pay 4% of the total salaries instead of 4% of the first \$4800, and receive benefits based on the salary rather than the first \$4,800. The City

Manager stated this Ordinance was prepared and reviewed by the Retirement Board and recommended by the Board that the ordinance be passed. He stated the ordinance would be effective as of January 1, 1962. Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE ESTABLISHING A RETIREMENT AND PENSIONING SYSTEM FOR CERTAIN EMPLOYEES OF THE CITY OF AUSTIN, PURSUANT TO AUTHORITY GRANTED THE CITY COUNCIL UNDER SECTION 52, OF ARTICLE XIV, OF THE CHARTER OF THE CITY OF AUSTIN; CREATING A RETIREMENT BOARD TO ADMINISTER AND OPERATE THE RETIREMENT AND PENSIONING SYSTEM AND DEFINING ITS POWERS, DUTIES AND FUNCTION; PROVIDING A METHOD OF FINANCING THE SYSTEM; REPEALING ALL LAWS OR PARTS OF LAWS IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY AND SAVING CLAUSE AND DECLARING AN EMERGENCY", AS PASSED BY THE CITY COUNCIL ON OCTOBER 10, 1940, AND AS AMENDED FROM TIME TO TIME THEREAFTER BY AMENDING THE CAPTION THEREOF; AND BY MAKING COMPREHENSIVE ADDITIONS TO AND REVISIONS OF THE SYSTEM; REPEALING ALL LAWS OR PARTS OF LAWS IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY AND SAVING CLAUSE AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The Mayor announced that the ordinance had been finally passed.

The City Manager stated he had a letter from MR. H. A. BUCKMAN, National Rivers and Harbors Congress asking that a delegate be appointed to represent the City of Austin. The City Manager had been appointed to represent the State of Texas. The Council agreed for him to tell Mr. Buckman, he would represent the City also.

The City Manager read a letter from the Regional Office of Civil Defense regarding the report of the On-Site Audit of the Contributions Program of the Austin-Travis County Civil Defense Agency, stating the report was a most favorable one and the local officials are to be commended. Also he read a letter addressed to Colonel W. A. Kengla from Mr. James H. Garner, State Coordinator, Division of Defense and Disaster Relief, Executive Department, stating the recent On-Site Audit had resulted in a most favorable report, and reflected Colonel Kengla's conscientious, capable and thorough approach to every phase of his responsibility as Civil Defense Director for Austin and Travis County.

The City Manager read a letter from PAGE-SOUTHERLAND-PAGE stating the first phase of the Fallout Shelter Survey had been completed, and that considerable credit for the successful completion of the survey should go to COLONEL KENGLA and those in his office who assisted in gathering the data; that without this cooperation and the use of the population information, the deadline set by the Corps of Engineers could not have been met. It was stated that all of the data gathered by Page-Southerland-Page as a part of the survey would be processed in Washington; and after evaluation, the pertinent information would be sent to Colonel Kengla.

The City Manager announced the Texas Municipal League was holding an important conference on April 30, at the Commodore Perry Hotel, beginning 9:30 A.M. covering municipal legislation, administration, planning and zoning, etc. The Mayor stated Austin should be well represented, that there are so many things of vital interest, that the City should be aware of. The City Attorney stated he had been asked to serve on the Legislative Committee, but he had not yet accepted. The City Manager stated the Legal Department was short-handed. The Mayor suggested the employment of another lawyer.

The City Manager stated that on May 22, 1962, in the District Court room in Ballinger, Texas, the U. S. Corps of Engineers, Fort Worth Office, are having a hearing on water projects on the Colorado River from Austin upstream, and that he would like to have MR. REUBEN ROUNTREE and others to attend that conference. Discussions would cover new projects which has been presented to the Corps of Engineers, and some consideration had been given to the proposal of making a request for Austin to see what could be done about flood control on Barton Creek. Also data had been submitted on Boggy and Tannehill Creeks. The Mayor stated it was good to appraise them of the problems on Barton Creek.

The City Manager stated he had a letter from HAZEL O'QUINN suggesting the newspaper set up a ballot for voting on a name for the new lake.

The City Manager asked what did the Council want him to do about building the barges; that he had submitted the memorandum from the Director of Recreation and that it would cost about approximately \$7,000. The Council informally agreed to go ahead with these barges.

The Council discussed the matter of the City's participating in industrial promotion. The City Attorney made an oral report and listed three suggestions that might be worked out--engaging personnel responsible to the City Manager; through contracting with a firm to perform certain public services for a certain amount of money; by creating a type of development board. The Mayor stated the Council would give this matter additional study before taking any action.

The City Attorney displayed a map showing location of property which the City is going to have to buy for the use of and in conjunction with the Airport. The City Attorney showed an unsubdivided area, and a tier of subdivided lots which the property owners, the Barnes, wanted to retain. He stated there were some disadvantages of the City's not buying the subdivided lots. The Mayor suggested that the lots be purchased also.

The Assitant City Manager stated the Board of Equalization should be appointed at an early date.

The Assistant City Manager submitted a list of bid openings scheduled from April 26th through May 3rd, if the Council were interested in being present at the openings.

MR. M. A. HEISER, International Aerial Mapping Company, was present, stating the maps would be ready by next week. Cost of reproducing these maps was discussed and the City Manager stated he would have some suggested prices that could be charged for copies of the maps. The Mayor asked that they be brought in next week.

There being no further business, Councilman White moved that the Council adjourn. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The Council adjourned at 4:00 P.M. subject to the call of the Mayor.

APPROVED

Lucas E. Palmer
Mayor

ATTEST:

Eliza Woodley
City Clerk